



#3

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of )  
ROBERTO PADOVANI ) For: METHOD AND APPARATUS FOR  
Serial No. 08/858,245 ) OPTIMIZATION OF A CELLULAR  
Filed: May 19, 1997 ) NETWORK  
 )  
 ) Group Art Unit: Unknown

RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

Asst. Commissioner of Patents  
BOX MISSING PARTS  
Washington, D.C. 20231

Dear Sir:

In response to the Notice to File Missing Parts of Application - Filing Date  
Granted under 37 CFR § 1.53(d), which was mailed on October 6, 1997, enclosed are:

I hereby certify that this correspondence is being  
deposited with the United States Postal Service as  
first class mail in an envelope addressed to the  
Asst. Commissioner of Patents, Washington, D.C.  
20231, on:

November 3, 1997

(Date of Deposit)

Danielle L. Miller

(Name of the Person Making Deposit)

Danielle L. Miller

(Signature)

November 3, 1997

(Date of Signature)

1. Office's copy of Form PTO-1533 as required;
2. Executed Declaration/Power of Attorney;
3. Return postcard.

Please charge Deposit Account No. 17 - 0026 of QUALCOMM Incorporated in the amount of \$130.00. The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment, to said Deposit Account No. 17 - 0026.

The Commissioner is further hereby authorized to charge to said Deposit Account No. 17 - 0026, pursuant to 37 CFR 1.25(b), any fee whatsoever which may become properly due or payable, as set forth in 37 CFR 1.16 to 37 CFR 1.18 inclusive, for the entire pendency of this application without specific additional authorization.

A duplicate copy of this letter is enclosed.

Respectfully submitted,

Dated: November 3, 1997

By: 

Sean English  
Agent for Applicant  
Registration No. 37,319

QUALCOMM Incorporated  
6455 Lusk Boulevard  
San Diego, California 92121  
Telephone: (619) 658-4828  
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UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office  
Address: COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO./TITLE
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08/858,245 05/19/97 PADOVANI

R QCPA418

0292/1006

NOT ASSIGNED

RUSSELL B MILLER  
QUALCOMM INCORPORATED  
6455 LUSK BOULEVARD  
SAN DIEGO CA 92121-2779

2611  
DATE MAILED:

10/06/97

### NOTICE TO FILE MISSING PARTS OF APPLICATION Filing Date Granted

An Application Number and Filing Date have been assigned to this application. However, the items indicated below are missing. The required items and fees identified below must be timely submitted **ALONG WITH THE PAYMENT OF A SURCHARGE** for items 1 and 3-6 only of \$ 130.00 for a ☒ large entity ☐ small entity in compliance with 37 CFR 1.27. The surcharge is set forth in 37 CFR 1.16(e). Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file all required items and pay any fees required above to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

If all required items on this form are filed within the period set above, the total amount owed by applicant as a ☒ large entity ☐ small entity (verified statement filed), is \$ 130.00.

- ☐ 1. The statutory basic filing fee is:

- ☐ missing.  
☐ insufficient.

Applicant must submit \$ \_\_\_\_\_ to complete the basic filing fee and/or file a verified small entity statement claiming such status (37 CFR 1.27).

- ☐ 2. Additional claim fees of \$ \_\_\_\_\_, including any multiple dependent claim fees, are required.  
Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

- ☐ 3. The oath or declaration:

- ☐ is missing.  
☐ does not cover the newly submitted items.  
☐ does not identify the application to which it applies.  
☐ does not include the city and state or foreign country of applicant's residence.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

- ☒ 4. The signature(s) to the oath or declaration is/are:

- ☒ missing.  
☐ by a person other than inventor or person qualified under 37 CFR 1.42, 1.43, or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

- ☐ 5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

- ☐ 6. A \$ \_\_\_\_\_ processing fee is required since your check was returned without payment (37 CFR 1.21(m)).  
☐ 7. Your filing receipt was mailed in error because your check was returned without payment.  
☐ 8. The application does not comply with the Sequence Rules.  
See attached "Notice to Comply with Sequence Rules 37 CFR 1.81-1.825."  
☐ 9. OTHER:

Direct the response and any questions about this notice to "Attention: Missing Parts."

**A copy of this notice MUST be returned with the response.**

Customer Service Center  
Initial Patent Examination Division (703) 308-1202